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Filing date: **04/06/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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|---------------------------|--|
| Proceeding | 91220510 |
| Party | Plaintiff EIR NYC LLC |
| Correspondence Address | LUKE W DEMARTE MICHAEL BEST & FRIEDRICH LLP 180 N STETSON, SUITE 2000 CHICAGO, IL 60601 UNITED STATES lwdemarte@michaelbest.com |
| Submission | Request for Discovery Conference |
| Filer's Name | Luke W. DeMarte |
| Filer's e-mail | lwdemarte@michaelbest.com,nwells@kmclaw.com |
| Signature | /Luke W. DeMarte/ |
| Date | 04/06/2015 |
| Attachments | 16975952_Request_for_Board_Participation_-_SURF_MUD.pdf(8937 bytes) |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

EIR NYC LLC,

Opposer,

v.

Jason Coleman and Jason Anfield,

Applicants.

Opposition No. 91220510

Serial No.: 86/335393

Mark: SURF MUD

REQUEST FOR BOARD PARTICIPATION IN DISCOVERY CONFERENCE

Opposer EIR NYC LLC respectfully requests that the interlocutory attorney participate in the mandatory Discovery Conference. The parties request that the conference be held at a time mutually convenient for both parties and the interlocutory attorney on or before April 16, 2015.

Attorneys for both parties are available between the hours of 11 a.m. to 4 p.m. (Eastern) all day on April 9, 10, or 14 and also from 2 p.m. to 4 p.m. (Eastern) on April 13. Opposer's counsel is in Chicago, Illinois and Applicant's counsel is in Salt Lake City, Utah.

Dated: April 6, 2015

Respectfully submitted,

EIR NYC LLC

/s/ Luke W. DeMarte

By: _____

One of its Attorneys

Luke W. DeMarte
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180 N. Stetson Ave., Suite 2000
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(312) 222-0800

Attorneys for EIR NYC LLC

CERTIFICATE OF SERVICE

The undersigned certifies that on April 6, 2015 the foregoing REQUEST FOR BOARD PARTICIPATION IN DISCOVERY CONFERENCE, was served upon Applicants' attorney by depositing a copy of said document in the U.S. mail in an envelope addressed to:

Nicholas D. Wells
Kirton McConkie PC
1800 World Trade Center
60 E. South Temple
Salt Lake City, UT 84111

/s/ Luke W. DeMarte

Luke W. DeMarte